

REMARKS

Filed concurrently herewith is Request for a Two-Month Extension of Time which extends the shortened statutory period for response to November 28, 2006. Accordingly, Applicants respectfully submit that this response is being timely filed.

The Official Action dated August 28, 2006 has been received and its contents carefully noted. In response thereto, claims 1-11, 17 and 18 have been canceled in their entirety without prejudice nor disclaimer of the subject matter set forth therein as being directed to a non-elected invention while new claims 19-34 have been added in order to better define that which Applicants regard as the invention and for the reasons set forth in detail hereinbelow. Accordingly, claims 12-16 and 19-34 are presently pending in the instant application.

As noted hereinabove, Applicants hereby elect the invention of Group II, claims 12-16, drawn to a mounting holder for a vibration motor. This election being made without traverse.

In addition to the foregoing election, Applicants have added new claims 19-28 including new independent claims 19 and 24 which are directed to a mounting holder for a vibration generating small size motor and a mounting structure of a vibration generating small size motor respectively. Each of these claims recite features which are clearly supported by Applicants' specification and have been drafted in order to afford Applicants the scope of protection to which they are entitled.

Additionally, new claims 29-34 have been added which are again clearly supported by Applicants' specification and several figures, as originally filed, and which are identical to claims 1, 2, 4, 6, 7, 10 and 18 of U.S. Patent No. 7,023,114 to Takagi et al. issued April 4, 2006, based on U.S. Patent Application No. 10/957,586 filed October 5, 2004. As

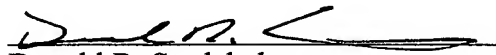
U.S. Patent No. 7,023,114 was granted on April 4, 2006, it is respectfully submitted that Applicants are entitled under 35 U.S.C. §135(b)(1) to make such claim in the present application. Further, in that Applicants currently pending application was placed on file on December 22, 2003, prior to the publication of the '114 patent, which published April 7, 2005, it is respectfully submitted that Applicants are likewise entitled to make such claim under 35 U.S.C. §135(b)(2).

Additionally, filed concurrently herewith is an Information Disclosure Statement wherein the several references cited in the '114 patent are being submitted for consideration by the Examiner in compliance with Applicants' Duty of Disclosure under 35 U.S.C. §1.56.

In view of the foregoing election and amendments, it is respectfully submitted that claims 12-16 and 19-34 be examined on their merits, that such claims be allowed and that the application be passed to issue.

Should the Examiner believe a conference would be of benefit in expediting the prosecution of the instant application, he is hereby invited to telephone counsel to arrange such a conference.

Respectfully submitted,


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